



U.S. Department of Justice

United States District Court
Southern District of New York

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The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

May 12, 2021

BY ECF

The Honorable Analisa Torres
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *United States v. Brian Kolfage, et al.*, 20 Cr. 412 (AT)


Dear Judge Torres:

The Government respectfully submits this letter pursuant to the Court's order dated April 20, 2021 (Dkt. No. 109). The Government has conferred with counsel for defendants Brian Kolfage, Andrew Badolato, and Timothy Shea regarding the parties' availability for trial. In the fourth quarter of 2021, in order to accommodate the schedules of counsel for all three defendants, the trial would have to commence on or about November 15, 2021. The Government is available for trial at the Court's convenience.

The Government requests that the Court exclude time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), from May 24, 2021, the date for which trial was previously scheduled, to the new trial date, in order to permit the parties adequate time to prepare for trial.

Respectfully submitted,

AUDREY STRAUSS
United States Attorney

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GRANTED. The time between May 24, 2021, and November 15, 2021, is excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), in the interests of justice. The Court finds that the ends of justice served by granting the exclusion outweigh the best interests of the public and Defendants in a speedy trial, because such an extension is necessary to efficiently administer the Court's docket consistent with public safety, and because it will allow the parties to prepare for trial.

SO ORDERED.

Dated: May 13, 2021
New York, New York


ANALISA TORRES
United States District Judge

Cc: Harvey A. Steinberg, Esq. (by ECF)
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